

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE

NIKKI BOLLINGER GRAE, Individually and) Civil Action No. 3:16-cv-02267
on Behalf of All Others Similarly Situated,)
Plaintiff,) Honorable Aleta A. Trauger
vs.) Magistrate Judge Jeffrey S. Frensley
CORRECTIONS CORPORATION OF)
AMERICA, et al.,)
Defendants.)
)

DECLARATION OF MERYN C. N. GRANT IN SUPPORT OF DEFENDANTS'
OPPOSITION TO PLAINTIFF'S MOTION FOR PARTIAL SUMMARY JUDGMENT

I, Meryn C. N. Grant, declare as follows:

1. I am over 18 years of age and am competent to testify as to the matters stated in this Declaration. I am an associate with Latham & Watkins LLP, one of the law firms representing Defendants CoreCivic, Inc. (“CoreCivic”), Damon T. Hininger, David M. Garfinkle, Todd J. Mullenger, and Harley G. Lappin (collectively, “Defendants”) in this matter.

2. In this matter, Lead Plaintiff and Class Representative Amalgamated Bank, as Trustee for the LongView Collective Investment Fund (“Plaintiff”) has received over 400,000 documents in discovery from CoreCivic and has received over 189,000 documents in discovery from the Federal Bureau of Prisons (“BOP”).

3. In this matter, CoreCivic employees were deposed for approximately 102 hours and both parties spent an additional approximately 13 hours deposing third party witnesses, including BOP officials.

4. In this matter, the parties collectively retained five expert witnesses who prepared approximately 447 pages of reports, including rebuttals, appendices, and exhibits, and who collectively were deposed for approximately 25 hours.

5. In this matter, the parties have exchanged approximately 441 pages of written discovery.

6. Attached hereto as Exhibit A is a true and accurate copy of excerpts from the transcript of the deposition of Eleanor Innes in her capacity as a corporate representative pursuant to Federal Rule of Civil Procedure 30(b)(6), taken July 10, 2018.

7. Attached hereto as Exhibit B is a true and accurate copy of excerpts from Plaintiff’s Responses to Defendant CoreCivic, Inc.’s First Set of Interrogatories, dated May 21, 2018.

8. Attached hereto as Exhibit C is a true and accurate copy of excerpts from Amalgamated Bank's Second Quarter 2016 13F Statement, signed August 16, 2016, and available at <https://www.sec.gov/Archives/edgar/data/0000919192/000091919216000007/0000919192-16-000007-index.html>.

9. Attached hereto as Exhibit D is a true and accurate copy of excerpts from Amalgamated Bank's Amended Third Quarter 2016 13F Statement, signed November 15, 2016, and available at <https://www.sec.gov/Archives/edgar/data/919192/000091919216000009/0000919192-16-000009-index.htm>.

10. Attached hereto as Exhibit E is a true and accurate copy of excerpts from Amalgamated Bank's Fourth Quarter 2016 13F Statement, signed February 13, 2017, and available at <https://www.sec.gov/Archives/edgar/data/919192/000091919217000003/0000919192-17-000003-index.htm>.

11. Attached hereto as Exhibit F is a true and accurate copy of excerpts from Amalgamated Bank's First Quarter 2017 13F Statement, signed May 12, 2017, and available at <https://www.sec.gov/Archives/edgar/data/919192/000091919217000004/0000919192-17-000004-index.htm>.

12. Attached hereto as Exhibit G is a true and accurate copy of excerpts from Amalgamated Bank's Second Quarter 2017 13F Statement, signed August 10, 2017, and available at <https://www.sec.gov/Archives/edgar/data/919192/000091919217000005/0000919192-17-000005-index.htm>.

Pursuant to 28 U.S.C. § 1746, I declare, under penalty of perjury, that the foregoing is true and correct to the best of my knowledge.

Executed on January 22, 2021 in Los Angeles, California.

/s/ Melyn C. N. Grant
Melyn C. N. Grant

CERTIFICATE OF SERVICE

I hereby certify that service of the foregoing document was made upon the following Filing Users through the Electronic Filing System and via electronic mail:

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this 22nd day of January, 2021.

/s/ *Meryn C. N. Grant*
Meryn C. N. Grant